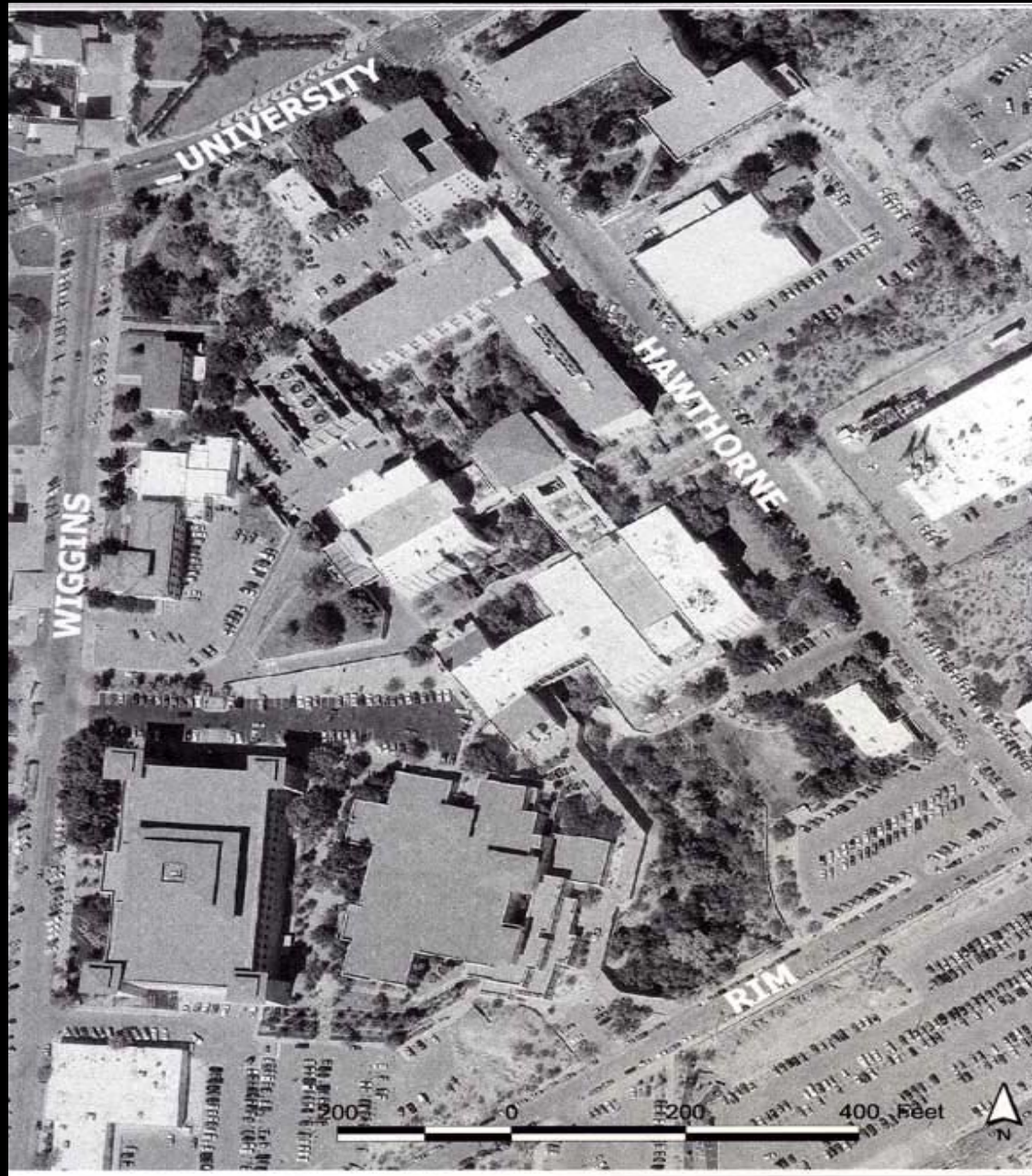




SV-03004



SV-03004



SV-03004



ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF HAWTHORNE STREET OUT OF ALEXANDER ADDITION, AN UNRECORDED MAP IN THE CITY OF EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, the City Plan Commission has recommended vacation of the *portion of Hawthorne Street out of Map of Alexander Addition in the City of El Paso, El Paso County, Texas*, and the City Council finds that said right-of-way is not needed for public use and should be vacated as recommended;

WHEREAS, the University of Texas at El Paso, applicant, is an institution of higher education as defined by 61.003 of the Education Code;

WHEREAS, the receipt of fair market value is not required when vacation transfers title of a municipalities interest in a right-of-way to an institution of higher education; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That a determination has been made that it is in the best interest of the public that the *portion of Hawthorne Street out of Map of Alexander Addition in the City of El Paso, El Paso County, Texas*, and which is more fully described in the attached metes and bounds description, identified as Exhibit "A" made a part hereof by reference, be and is hereby vacated subject to the following conditions:

1. *That the portion of Hawthorne Street to be vacated be designated as a full- width Utility and Drainage Easement.*
2. *That no permanent structures be permitted over the utility/drainage easement to be retained.*

In addition, the Mayor is authorized to sign an instrument quitclaiming all of the City's right, title and interest in and to such vacated property to The University of Texas at El Paso pursuant to provisions in the Texas Local Government Code §271.907.J.

PASSED AND APPROVED this 25th day of May, 2004.

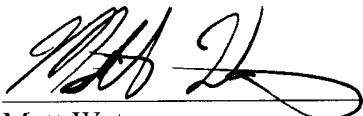
THE CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

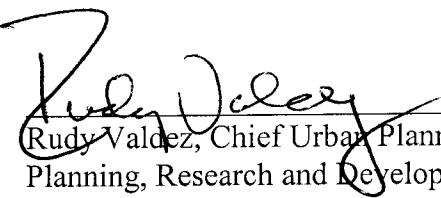
City Clerk

APPROVED AS TO FORM:



Matt Watson
Assistant City Attorney

APPROVED AS TO CONTENT:



Rudy Valdez, Chief Urban Planner
Planning, Research and Development
Department

ORDINANCE NO. _____

THE STATE OF TEXAS }
COUNTY OF EL PASO }

QUITCLAIM DEED

That the **CITY OF EL PASO** has released and quitclaimed and by these presents does release and quitclaim unto The University of Texas at El Paso, all its rights, title interest, claim and demand in and to the property which was vacated, closed and abandoned by Ordinance No. _____, passed and approved by the City Council of the City of El Paso and described as **A PORTION OF HAWTHORNE STREET OUT OF ALEXANDER ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS**, which is more fully described in the attached metes and bounds description, identified as Exhibit "A" and made a part hereof by reference.

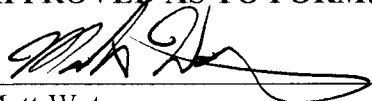
WITNESS the following signatures and seal this **25th day of May, 2004**.

Joe Wardy
Mayor

ATTEST:

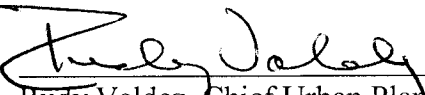
Richarda Momsen
City Clerk

APPROVED AS TO FORM:



Matt Watson
Assistant City Attorney

APPROVED AS TO CONTENT:



Rudy Valdez, Chief Urban Planner
Planning, Research and Development

ACKNOWLEDGMENT

THE STATE OF TEXAS)
COUNTY OF EL PASO)
ORDINANCE NO. _____

This instrument is acknowledged before me on this _____ day of _____, 2004, by Joe Wardy, as Mayor of the CITY OF EL PASO.

Notary Public, State of Texas
Notary's Printed or Typed Name:

My Commission Expires:

AFTER FILING RETURN TO:

Grantor at the University of Texas at El Paso
Physical Plan Complex
3120 Sun Bowl
El Paso, Texas 79968-0537
Attn: Greg McNicol

ORDINANCE NO. _____

Being a portion of Hawthorn Street,
Out of Map of Alexander Addition
City of El Paso, El Paso County, Texas
Prepared for: University Of Texas at El Paso
November 5, 2003
(Proposed Hawthorn Street Vacation)

METES AND BOUNDS DESCRIPTION

Description of a portion of Hawthorn Street out of Map of Alexander Addition an unrecorded map in the City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

THE TRUE POINT OF BEGINNING being a point on the intersection of the northerly right of way line of Rim Road with the westerly right of way line of Hawthorn Street,

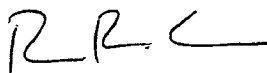
Thence along the westerly right of way line of Hawthorn Street North 37°30'00" West a distance of 660.00 feet to a point on the intersection of the westerly right of way line of Hawthorn Street with the northerly right of way line of Blacker Street;

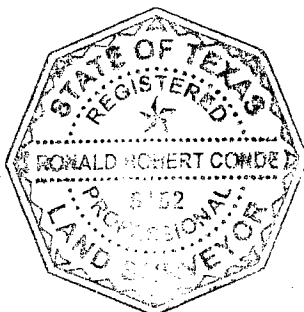
Thence North 52°30'00" East a distance of 70.00 feet to a point on the intersection of the easterly right of way line of Hawthorn Street with the northerly right of way line of Blacker Street;

Thence along the easterly right of way line of Hawthorn Street South 37°30'00" East a distance of 660.00 feet to a point on the intersection of the easterly right of way line of Hawthorn Street with the northerly right of way line of Rim Road;

Thence South 52°30'00" West a distance of 70.00 feet to the TRUE POINT OF BEGINNING and containing 1.061 Acres of land.

This document was prepared under 22 TAC 663.21, does not reflect the results of an on The ground survey, and is not to be used to convey or establish interests in real property Except those rights and interests implied or established by the creation or reconfiguration Of the boundary of the political subdivision for which it was prepared."


Ron R. Conde
R.P.L.S. No. 5152



Job# 903-15-1
R.C.
LGL-03\903-15.-1LGL

EXHIBIT "A"

CONDE, INC.
ENGINEERING / LAND SURVEYING / PLANNING
1790 LEE TREVINO SUITE 400 / EL PASO, TEXAS 79936 / (915) 592-0283